

Appl. No. 09/834,596  
Amdt. dated December 29, 2003  
Reply to Office Action of July 29, 2003

**Remarks**

Claims 1-3, 5-7, 9-11, 17, 19, 21, 26, 27, and 33-80 are pending in this application.

In a restriction requirement dated July 29, 2003 under 35 U.S.C. § 121, the Examiner required the election of a single disclosed species on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. The Examiner states that currently, claim 3 is generic, and is directed to ten patentably distinct species.

Applicants hereby elect Species 2 directed to methods for the treatment of an HBV infection using a compound of claim 1 in combination with bis pom PMEA, of class 514, subclass 344. Claims readable on the elected species include at least claims 2 and 3. It is noted that Applicants will be entitled to consideration of claims to additional species upon allowance of a generic claim.

Applicants enclose a Petition for a Four Month Extension of Time to reply, to and including, December 29, 2003. A check for \$1,480.00, the fee believed to be associated with this petition is enclosed. The Commissioner is authorized to charge any additional fee as well as any other deficiency or credit any overpayments associated with this Petition, to Deposit Account 11-0980.

Sincerely,

*Sherry Knowles* *I express permission*  
*Modell* *John* *36,174*  
Sherry M. Knowles  
Registration No. 33,052

Date: December 29, 2003

King & Spalding LLP  
191 Peachtree Street  
Atlanta, Georgia 30303  
404-572-3541 (Direct Line)  
404-572-5145 (Facsimile)